

- 2 -

REMARKS

Claims 1-13 are pending in the application. Claims 1-13 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-20 of U.S. Patent No. 6,622,157.

Filed herewith is a terminal disclaimer to overcome the rejection of Claims 1-20 in accordance with 37 C.F.R. § 1.13 (b), § 1.321(c) and MPEP § 804.2. In view of the foregoing, removal of the rejection to Claims 1-13 and acceptance of Claims 1-13 are respectively requested.

CONCLUSION

In view of the above remarks, it is believed that all claims are in condition for allowance, and it is respectfully requested that the application be passed to issue. If the Examiner feels that a telephone conference would expedite prosecution of this case, the Examiner is invited to call the undersigned.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Caroline M. Fleming
Caroline M. Fleming
Registration No. 45,566
Telephone: (978) 341-0036
Facsimile: (978) 341-0136

Concord, MA 01742-9133
Dated: 10/15/04